

Several commenters in this proceeding argue that allowing PCP exclusivity would violate Section 332 of the Communications Act by eliminating the last functional distinction between private and common carrier paging. Under the Communications Act, however, the legal distinction between private and common carrier does not turn on whether frequency assignments are exclusive or shared, and there are numerous private services that already have exclusivity.

The real concern felt by these commenters is what impact granting exclusive frequencies to PCP operators will have on RCC operations. They seek to put a halt to this proceeding because of the perceived inequities PCP channel exclusivity will create. PageNet submits, however, that the Commission is grappling with the issue of RCC/PCP regulation

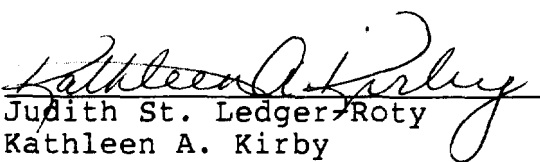
### III. CONCLUSION

PageNet believes that earned channel exclusivity will prevent the significant problems associated with frequency sharing on the lower PCP bands and will ensure the growth and development of 900 MHz PCP systems. At the same time, PageNet believes it is critical that the Commission craft its rules to reflect the realities of the paging marketplace, and to thwart the gamesmanship and speculative abuses which threaten to delay the provision of nationwide and regional service to the public. Adoption of the Commission's proposals including the refinements suggested herein and in PageNet's Comments in this proceeding will result in a new regulatory framework which facilitates the provision of higher quality, diverse communications to consumers at a lower cost.

Respectfully submitted,

PAGING NETWORK, INC.

By:

  
Judith St. Ledger-Roty  
Kathleen A. Kirby

REED SMITH SHAW & MCCLAY  
1200 18th Street, N.W.  
Washington, D.C. 20036  
(202) 457-6100

Its Attorneys

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CERTIFICATE OF SERVICE

I, Elizabeth S. Johnson, hereby certify that on this

Frederick M. Joyce, Esq.  
Jill M. Lyon, Esq.  
Joyce & Jacobs  
2300 M Street, N.W.  
Suite 130  
Washington, D.C. 20037  
Attorneys for Celpage, Inc. and Porta-Phone

Thomas A. Stroup  
Mark Golden  
TELOCATOR  
1019 19th Street, N.W.  
Suite 1100  
Washington, D.C. 20036

George Y. Wheeler, Esq.  
Koteen & Naftalin  
1150 Connecticut Avenue, N.W.  
Suite 1000  
Washington, D.C. 20036  
Attorneys for American Paging, Inc.

Raymond J. Kimball, Esq.  
ROSS & HARDIES  
888 16th Street, N.W.  
Suite 300  
Washington, D.C. 20006  
Attorneys for Metagram America, Inc.

Robert H. Schwaninger, Jr., Esq.  
Brown & Schwaninger  
1835 K Street, N.W.  
Suite 650  
Washington, D.C. 20006  
Attorneys for Arch Communications Group, Inc.  
and Thomas W. Luczak

David C. Yatlow, Esq.  
YOUNG & JATLOW  
2300 N Street, N.W.  
Suite 600  
Washington, D.C. 20037  
Attorneys for McCaw Cellular Communications

Harry L. Brock  
METROCALL, INC.  
6677 Richmond Highway  
Alexandria, VA 22306

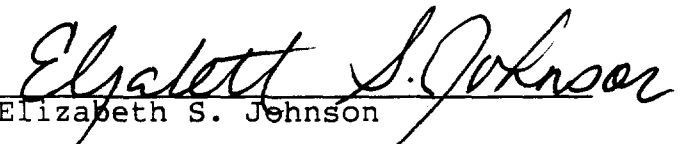
Lawrence M. Miller, Esq.  
Steven C. Schaffer, Esq.  
SCHWARTZ, WOODS & MILLER  
1350 Connecticut Avenue, N.W.  
Suite 300  
Washington, D.C. 20036  
Attorneys for Message Center Beepers, Inc.  
and Beepage, Inc.  
Garry Morrison  
MAP MOBILE COMMUNICATIONS, INC.  
840 Greenbrier Circle, Suite 202  
Chesapeake, VA 23320

Mark E. Crosby  
Frederick J. Day, Esq.  
INDUSTRIAL TELECOMMUNICATIONS ASSOCIATION, INC.  
1110 North Glebe Road  
Arlington, VA 22201

William B. Barfield  
Jim O. Llewellyn  
BELLSOUTH CORPORATION  
1155 Peachtree Street, N.E.  
Suite 1800  
Atlanta, GA 30367-6000

Charles P. Featherstun  
BELLSOUTH D.C., INC.  
1133 21st Street, N.W.  
Suite 900  
Washington, D.C. 20036

Ashton R. Hardy, Esq.  
HARDY & CAREY  
111 Veterans Boulevard  
Suite 255  
Metairie, LA 70005  
Attorneys for Radiofone, Inc.

  
Elizabeth S. Johnson